

**MINUTES OF
CITY OF DUVALL
COUNCIL MEETING
1-23-03
7:00 PM**

6:00 pm: WORKSHOP - Sewer Discussion/Agricultural Rate Discussion

The City Council Meeting was called to order by Mayor Nixon at 7:03 PM.

Council Present: Julie Benjamin, Mark Cole, Pat Fullmer, Will Ibershof,
Tom Loutsis, Greg Von Tobel, Mayor Nixon.

Staff Present: Doreen Wise, Steve Schuller, Glenn Merryman, Dianne Nelson,
Bruce Disend, Jodee Schwinn

ADDITIONS OR CORRECTIONS TO THE AGENDA:

Under Consent Agenda add:

Payroll in the amount of \$96,086.52

Claims in the amount of \$133,965.34

Under Executive Session add: 10 - minutes - Labor Negotiations
2 - minutes - Litigation

COMMENTS FROM THE AUDIENCE:

Diane Salz, President Chamber of Commerce, announced Mayor Nixon will be speaking at the Chamber of Commerce General Meeting at Noon, on Tuesday, February 4, 2003, in the Rose Room.

Tove Burhen, P.O. Box 6, announced the United Snoqualmie Valley Scholarship Foundation presents the 2003 Jazz Concert Featuring the Generation Gap Big Band and the Cedarcrest High School Music Department. The annual fundraiser will be Wednesday, February 5, 2003, 7:30 p.m. at the Cedarcrest Performing Arts Center. As President of the Duvall Historical Society, Tove invited everyone to attend a presentation on Ralph Taylor on Sunday, February 9, 2003, from 1:00 p.m. to 4:00 p.m. in the Rose Room. The presentation will include audio tapes of Ralph Taylor. Lastly, speaking on behalf of the residents of the Depot Village Mobile Home Park, she expressed her concern about the effect of a utility rate increase on the tenants of Depot Village. She said Depot Village is some of the only affordable housing in Duvall. The increase in utility rates would not be able to be absorbed by the managing association.

Dennis Lebow, Downtown Business Owner, said he has become distressed about a group of people selling merchandise door-to-door in Duvall. He does not want them in his place of business. He asked what policies the City has addressing the issue and would like the City to do something about it. Dennis said he has experienced a huge increase in all of his utilities recently. He said in these economic times he cannot raise his prices and must absorb the costs. He asked Council to keep that in mind when considering an increase in rates.

APPROVAL OF CONSENT AGENDA:

Was moved and seconded (Benjamin-Fullmer) to approve the consent agenda which included Payroll in the amount of \$96,086.52; Claims in the amount of \$133,965.34 and the Council Meeting Minutes of 1/9/03. (6 ayes).

PRESENTATION:

**Duvall Police Chief Glenn Merryman,
Black Diamond Police Chief Rick Luther,
Enumclaw Police Chief Bruce Weigel**

Chief Merryman introduced Chief Rick Luther and Chief Bruce Weigel. The Chiefs are members of the newly formed Coalition of Small Police Agencies Interlocal Cooperation Agreement. Chief Merryman explained the foundation of the Interlocal Cooperation Agreement. He emphasized that the smaller agencies share a lot of the same needs and goals. One of the most valuable benefits of the organization is a sharing of resources. The organization will be able to share policies, tasks forces and training, as well as, provide some specialization for the officers.

PRESENTATION:

**Don Barden, Library Board re: King County Library
System Measure.**

Don Barden of the Duvall Library Board gave an overview of Proposition #1 coming up at the February Election. He said the Proposition would generate revenue for capital improvements and construction of new libraries. He explained that up until the passage of I-747 the library system was able to generate enough dollars to fund their capital improvements. Mr. Barden also reported that the Duvall Library Board's recommendation regarding the construction of a new library is to have it stay in old town, and to retain its comfortable cozy atmosphere.

SCHEDULED ITEMS:

MAYOR: The Mayor reported that she attended the third Mayor's meeting with Congresswoman Jennifer Dunn. The group discussed transportation issues and sewer issues. Mayor Nixon said a lot of small cities are facing the same sewer issues as Duvall with older sewer systems that need upgrading and systems not able to accommodate the increasing

growth. They also discussed a 20-year project to expand existing freeways. Mayor Nixon said the meetings are very beneficial and a good opportunity to speak directly with Congresswoman Dunn.

COUNCIL: **Councilmember Pat Fullmer** announced the City of Duvall has one Council position opening. The City will accept applications for the Council position through January 30, 2003. Councilmember Fullmer also reminded everyone that there will be a City-Wide Visioning Workshop at 10:00 a.m. on Saturday, January 25th at the Cedarcrest High School Library.

STAFF:

Doreen Wise, City Hall Administrator/Planning Director reported that two Planning Commission applicants have withdrawn their applications. There are now 5 applicants for Position #1 of the Planning Commission. The next Council Workshop will be a volunteer appreciation reception at the W.R.E.C.K. Center and will start at 5:30 p.m. She said invitations have been sent to everyone that volunteered in 2002. Doreen encouraged Council to read "Getting To Yes" before the Council Retreat. Doreen also reported that the Snoqualmie Valley Governments Association voted to have their Public Works Directors meet regularly to share ideas and resources.

Councilmember Pat Fullmer, announced that the Artwork created by Dan Cautrell with students from Eagle Rock Multi-Age School has been installed at the Metro bus shelter downtown Duvall.

Steve Schuller, Public Works Director, reported that he met with Mayor Nixon regarding finances and utilities. It has been decided not to do the water main replacement this year. Steve will wait and combine this year's funding with the 2004-2005 funds and complete the water main project at one time. Steve also reported that he met with the Washington State Department of Transportation and they have agreed to let the city make necessary safety improvements to Main Street, as long as the improvements do not stop traffic on the highway. Steve also announced that City Engineer/Inspector, Steven Leniszewski, received his Professional Engineer Certificate. Lastly, Steve reported that the Main Street Stormwater and Sidewalk Project has been rescheduled for a later date and erosion control is in place.

Dianne Nelson, Finance Director, distributed the City of Duvall fourth quarter year-end report. She reported the ending numbers came in 10% under budget. She reported the REET fund revenue for the fourth quarter was much higher than expected. She also reported that the building moratorium is starting to have an affect on revenues. She said in 2003 she plans on implementing an information campaign to better inform the public on the City's fiscal issues.

PUBLIC HEARING:

**Appeal of Administrative Code Interpretation -
Appellants, Pat and Sue Lopic. (Closed Record Hearing)**

7:50 pm: The Public Hearing was opened:

City of Duvall City Hall Administrator/Planning Director, Doreen Wise, presented the staff report explaining staff's code interpretation of DMC 14.42.090.B.1-4. Staff's code interpretation limited the Lopic property to 8 lots. Ms. Wise reviewed the staff report aloud for the record, reviewing staff's calculation in detail.

Duana Koloušková, representing the Lopic's, presented their interpretation of the code. The appellants position was that they were permitted 12 lots and were requesting 11 lots. Ms. Koloušková reviewed the appellants position aloud for the record. Ms. Wise then presented a rebuttal of Ms. Koloušková's presentation. Ms. Koloušková then rebutted Ms. Wise's rebuttal.

The City Council members had a discussion of the facts of the appeal and asked questions of Ms. Wise, Bruce Disend, the city attorney, and Duana Koloušková, appellants' attorney.

8:30 pm: The Public Hearing was closed.

A Motion was made and seconded (Fullmer-Benjamin) to uphold the Administrative Interpretation of Duvall Municipal Code 14.42.090 allowing a maximum of 8 lots on the Lopic property, directing staff to prepare a written decision consistent with that determination, and directing staff to present the decision to the City Council for approval at the next regularly scheduled Council meeting. Motion Carried. (6 ayes).

NEW BUSINESS:

1. (AB03-05) Authorize the Mayor to Sign Interlocal Cooperation Agreement with Coalition of Small Police Agencies. *Was moved and seconded (Ibershof-Benjamin) to authorize the Mayor to sign Interlocal Cooperation Agreement with Coalition of Small Police Agencies. Carried. (6 ayes).*

2. (AB03-06) Authorize the Mayor to Sign Agreement Between the City of Duvall and Kenyon Dornay Marshall for Legal Services. *Was moved and seconded (Fullmer-Ibershof) to authorize the Mayor to sign Agreement between the City of Duvall and the Kenyon Dornay Marshall for Legal Services. Carried. (6 ayes).*

3. (AB03-07) Ordinance #971 Adding a New Section to Chapter 3 of the Duvall Municipal Code to Provide for a Petty Cash Fund. *Was moved and seconded (Benjamin-Von Tobel) to Adopt Ordinance #971 Adding a New Section to Chapter 3 of the Duvall Municipal Code to Provide for a Petty Cash Fund. Carried. (6 ayes).*

4. (AB03-08) Authorize the Mayor to Sign Lease Agreement between the City of Duvall and King County Library System for Library Building. *Was moved and seconded (Fullmer-Benjamin) to authorize the Mayor to sign Lease Agreement between the City of Duvall and King County Library System for Library Building. Carried. (6 ayes).*

ADJOURNMENT:

Was moved and seconded (Benjamin-Von Tobel) to adjourn.

Meeting Adjourned 9:08 pm.

Signed _____
Mayor Becky Nixon

Attest _____
Jodee Schwinn, City Clerk